IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH, JAIPUR

ORDER

S.B.CIVIL WRIT PETITION NO.5693/1992.

Pratap Nagar Housing Cooperative Society Limited, Jaipur.

VERSUS

The Jaipur Development Authority Limited & Others.

03.10.2006.

HON'BLE MR.JUSTICE DALIP SINGH

Mr.A.N.Sharma, for the petitioner.
Mr.Sandeep Pathak on behalf of
Mr.Bharat Vyas, Additional Advocate General for J.D.A.
Mr.V.P.Bishnoi, for the respondents No.2 and 3.

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Shri Bishnoi, learned counsel appearing on behalf of respondents No.2 and 3 submits that grievance of the petitioner has already been removed by the respondent-J.D.A. inasmuch as the respondent-J.D.A. has decided not to allot the disputed land to the respondents No.2 and 3 and has principally agreed to allot alternative sites to the respondents No.2 and 3, though the said allotment has not been made in favour of the respondents No.2 and 3 so far.

In view of the above, I am of the view that since the respondent-J.D.A. has decided not to allot the disputed land to the respondents No.2 and 3, no further directions are required to be issued in this writ petition.

This writ petition has consequently become infructuous.

Learned counsel for the respondents No.2 and 3 submits that a direction may be issued to the respondent-J.D.A. to make allotment of the land to the respondents No.2 and 3 at an

alternative site expeditiously as the matter has remained pending since 1992 on account of the present dispute.

So far as the grievance of the respondents No.2 and 3 is concerned, the respondents No.2 and 3 are free to approach the respondent-J.D.A. for the redressal of their grievance and in case the grievance of the respondents No.2 and 3 is not removed and allotment is not made, the respondents No.2 and 3 would be free to seek their remedy in an appropriate forum.

The writ petition as well as the stay application according stands disposed of.

(DALIP SINGH),J.

Solanki DS, Jr.P.A.